IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4470 OF 2004

Shri Ashok Ramchandra Navle .. Petitioner.
Vs.
Shri Ramdas Maruti Annarse .. Respondent.

Mr.P.S.Dani for the petitioner.

CORAM : D.B.BHOSALE, J.
DATED : 16TH AUGUST, 2006

P.C.:

. Heard learned counsel for the petitioner.

2. The petitioner in this writ petition under Article 227 of the Constitution of India has impugned the order dated 21.6.2002 which read thus:

> . "This is an application filed by Applicant's counsel for calling the finger print expert as his witness. In this case, Opponent has examined the finger print expert and the applicant's counsel has cross examined to him. Moreover, applicant has filed evidence close pursis and opponent has also filed evidence close pursis. Now, the parties have no reason to reopen the case. The application is not justified hence rejected".

3. Looking to the nature of order and passage of time this petition has become infructuous and it is disposed of as such. The order impugned in the instant writ petition being interlocutory in nature, it is open for the petitioner to raise the issue in the appeal, if so advised. The petition is disposed of.

(D.B.Bhosale, J.)